



1617

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<b>TRANSMITTAL FORM</b> <small>(to be used for all correspondence after initial filing)</small>	Application Number	10/072,272	
	Filing Date	February 6, 2002	
	First Named Inventor	H. Andrew STRONG	
	Art Unit	1617	
	Examiner Name	S. Sharareh	
Total Number of Pages in This Submission	3	Attorney Docket Number	273012012500

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ENCLOSURES (Check all that apply)		
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	MORRISON & FOERSTER LLP Karen R. Zachow, Ph.D. - 46,332
Signature	<i>Karen R. Zachow</i>
Date	November 3, 2003

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.	
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Dated: 11-3-03

Signature: [Signature]

(Michael Boyd)

Docket No.: 273012012500  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
H. Andrew STRONG et al.

Application No.: 10/072,272

Filed: February 6, 2002

Art Unit: 1617

For: PHOTODYNAMIC THERAPY OF OCCULT  
AGE-RELATED MACULAR  
DEGENERATION

Examiner: S. Sharareh

**RESPONSE TO THE RESTRICTION REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action (Restriction Requirement) dated October 3, 2003 (Paper No. 6), for which a response is due November 3, 2003. Accordingly, this response is timely filed.

Claims 1-19 are pending in the above-identified application. The Office has required an election of a single disclosed species of photosensitizer and a single disclosed species of carrier system. Accordingly, Applicants hereby elect the photosensitizer of BPD-MA and the carrier system of liposomes. Applicants request that, upon allowance of a generic claim, the remainder of the species be included as permitted by 37 C.F.R. § 1.141(a).

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing docket no. 273012012500. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: November 3, 2003

Respectfully submitted,

By Karen R. Zachow  
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